

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

LAURELLE SHADAYE DANIELS,)

Plaintiff,)

vs.)

DAN DIZON et al.,)

Defendants.)

Case No.: 2:22-cv-00342-GMN-EJY

ORDER

Pending before the Court is the Order and Report and Recommendation (“R&R”), (ECF No. 6), of United States Magistrate Judge Elayna J. Youchah, which recommends that Plaintiff Laurelle Shadaye Daniels’ (“Plaintiff’s”) Complaint, (ECF No. 1-1), be dismissed without prejudice.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made. *Id.* The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s R&R where no objections have been filed. *See, e.g., United States v. Reyna–Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

Here, no objections were filed, and the deadline to do so has passed. (*See* Min. Order,

1 ECF No. 6) (setting a March 18, 2022, deadline for objections). To the extent that Plaintiff
2 filed her Motion to Dismiss, (ECF No. 7), as an objection to the R&R, it does not cure the
3 deficiencies the R&R described. (*See* R&R 1:27–3:22, ECF No. 6); (Mot. Dismiss 1:15–23,
4 ECF No. 7). Further, Plaintiff did not file an amended complaint before the deadline passed.
5 (*See id.*) (setting an April 4, 2022, deadline for filing an amended complaint).

6 Accordingly,


7 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 6), is
8 **ACCEPTED and ADOPTED** in full.

9 **IT IS FURTHER ORDERED** that Plaintiff Laurelle Shadaye Daniels' Complaint,
10 (ECF No. 1-1), is **DISMISSED without prejudice**.

11 **IT IS FURTHER ORDERED** that Plaintiff Laurelle Shadaye Daniels' Motion to
12 Dismiss, (ECF No. 7), is **DENIED as moot**.

13 **IT IS FURTHER ORDERED** that Plaintiff Laurelle Shadaye Daniels' Motion to
14 Respond Set/Reset Deadlines and Hearings, (ECF No. 10), is **DENIED as moot**.

15 Dated this 13 day of May, 2022.

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19 Gloria M. Navarro, District Judge
20 United States District Court
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